

**CERTIFICATE OF MAILING, FACSIMILE OR ELECTRONIC TRANSMISSION**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is \_\_\_\_\_ being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed \_\_\_\_\_ to the Commissioner for Patents address below.  
  X   being transmitted via the USPTO Electronic Filing System.

/Mark D. Saralino/  
Mark D. Saralino

**January 16, 2008**  
Date

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Timothy Michael Edmund FROST et al.  
Serial No.: 10/643,129  
Filing Date: August 18, 2003  
For: METHOD AND APPARATUS FOR DISTRIBUTING TIMING DATA ACROSS A PACKET NETWORK  
Examiner: Kevin D. Mew  
Art Unit: 2616  
Attorney Docket No. MARSP0170US

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

**Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed August 21, 2007, finally rejecting claims 1-10.

The items checked below are appropriate:

**1. STATUS OF APPLICANT**

This application is on behalf of  
  X   other than a small entity.  
       a small entity.  
A verified statement  
       is attached.  
       was already filed on \_\_\_\_\_.

**2. FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 CFR 1.17(e), the fee for filing the Notice of Appeal is:

<u>      </u> small entity	\$255.00
<u>  X  </u> other than a small entity	\$510.00

Notice of Appeal Fee Due	<u>\$510.00</u>
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**3. EXTENSION OF TERM**

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

- (a) ☐ Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(3)) for the total number of months checked below:

	Extension (months)	Fee for other than small entity	Fee for small entity
<input type="checkbox"/>	one month	\$ 120.00	\$ 60.00
<input type="checkbox"/>	two months	\$ 460.00	\$230.00
<input type="checkbox"/>	three months	\$1,050.00	\$525.00
<input type="checkbox"/>	four months	\$1,640.00	\$820.00

Fee \$ 0.00

If additional extension of time is required, please consider this a petition therefor.

- ☐ An extension for     months has already been secured. The fee paid therefor of \$     is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$

**OR**

- (b) ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**4. TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee \$ 510.00  
Extension fee (if any) \$ 0.00

TOTAL FEE DUE \$ 510.00

**5. FEE PAYMENT**

- ☒ Credit card payment via EFS-Web in the sum of \$ 510.00.  
☐ Charge Account No. 18-0988 the sum of \$    .  
(A duplicate of this transmittal is attached.)

**6. FEE DEFICIENCY**

- ☒ If any additional extension and/or fee is required, charge Account No. 18-0988.  
and/or  
☒ If any additional fee for claims is required, charge Account No. 18-0988.

RENNER, OTTO, BOISSELLE & SKLAR, LLP  
1621 Euclid Avenue, 19<sup>th</sup> Floor  
Cleveland, Ohio 44115-2191  
(216) 621-1113

/Mark D. Saralino/  
Mark D. Saralino, Reg. No. 34,243